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7  
8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. *2013-946*

13 **WILLIAM EDWARD HUDSON**  
14 **aka WILLIAM EDWARD HUDSON JR.**  
15 **aka WILLIAM E. HUDSON JR.**  
16 **16631 E. El Lago Blvd.**  
17 **Fountain Hills, AZ 85268**

**A C C U S A T I O N**

18 **Registered Nurse License No. 545194**

19 Respondent.

20 Complainant alleges:

21 **PARTIES**

22 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
23 official capacity as the Executive Officer of the Board of Registered Nursing (Board),  
24 Department of Consumer Affairs.

25 2. On or about July 10, 1998, the Board issued Registered Nurse License Number  
26 545194 to William Edward Hudson, aka William Edward Hudson Jr., aka William E. Hudson Jr.  
27 (Respondent). The Registered Nurse License was in full force and effect at all times relevant to  
28 the charges contained herein and expired on July 31, 2012, and has not been renewed.

**JURISDICTION**

3. This Accusation is brought before the Board, under the authority of the following  
laws. All section references are to the Business and Professions Code (Code) unless otherwise

1 indicated.

2 4. Code section 2750 provides, in pertinent part, that the Board may discipline any  
3 licensee, including a licensee holding a temporary or an inactive license, for any reason provided  
4 in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5 5. Code section 2764 provides, in pertinent part, that the expiration of a license shall not  
6 deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or  
7 to render a decision imposing discipline on the license.

8 6. Code section 2811, subdivision (b), provides, in pertinent part, that the Board may  
9 renew an expired license at any time within eight years after the expiration.

#### 10 STATUTORY PROVISIONS

11 7. Code section 2761 states:

12 "The board may take disciplinary action against a certified or licensed nurse or deny an  
13 application for a certificate or license for any of the following:

14 "(a) Unprofessional conduct, which includes, but is not limited to, the following:

15 "..."

16 "(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action  
17 against a health care professional license or certificate by another state or territory of the United  
18 States, by any other government agency, or by another California health care professional  
19 licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that  
20 action.

21 "..."

#### 22 COST RECOVERY

23 8. Code section 125.3 provides, in pertinent part, that the Board may request the  
24 administrative law judge to direct a licentiate found to have committed a violation or violations of  
25 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
26 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being  
27 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
28 included in a stipulated settlement.

DANGEROUS DRUGS/CONTROLLED SUBSTANCES

9. Code section 4021 states:

"'Controlled substance' means any substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code."

10. Code section 4022 states:

"Dangerous drug" or "dangerous device" means any drug or device unsafe for self-use, except veterinary drugs that are labeled as such, and includes the following:

(a) Any drug that bears the legend: "Caution: federal law prohibits dispensing without prescription," "Rx only," or words of similar import.

(b) Any device that bears the statement: "Caution: federal law restricts this device to sale by or on the order of a \_\_\_\_\_," "Rx only," or words of similar import, the blank to be filled in with the designation of the practitioner licensed to use or order use of the device.

(c) Any other drug or device that by federal or state law can be lawfully dispensed only on prescription or furnished pursuant to Section 4006."

11. Hydrocodone, also known as Vicodin or Norco, is a Schedule II controlled substance pursuant to Health and Safety Code section 11055(b)(1)(I), and is a dangerous drug within the meaning of Code section 4022.

12. Hydromorphone, also known as Dilaudid, is a narcotic pain reliever and is a Schedule II controlled substance as designated by Health and Safety Code section 11055, subdivision (b)(1)(J), and is a dangerous drug within the meaning of Code section 4022.

13. Lorazepam, also known as Avitan, is a Schedule IV controlled substance pursuant to Health and Safety Code section 11057(d)(16), and is a dangerous drug within the meaning of Code section 4022.

14. Methadone, a narcotic pain reliever, is a Schedule II controlled substance as designated by Health and Safety Code section 11055(c)(14), and is a dangerous drug within the meaning of Code section 4022.

15. Oxycodone, is a Schedule II controlled substance pursuant to Health and Safety Code section 11055(b)(1)(M), and is a dangerous drug within the meaning of Code section 4022.

1 FIRST CAUSE FOR DISCIPLINE

2 (Unprofessional Conduct-Out of State Discipline)

3 16. Respondent is subject to disciplinary action under Code section 2761, subdivision,  
4 (a)(4), in that on or about August 25, 2011, in a disciplinary action before the State of  
5 Washington, Department of Health, Nursing Care Quality Assurance Commission, in the matter  
6 of Credential No. RN.RN.00172263, Respondent's credential was placed on probation for at least  
7 eighteen months. The disciplinary action arose from Respondent's conduct while he was  
8 employed as a Registered Nurse at St. Joseph Medical Center in Tacoma, Washington. An  
9 internal audit of Respondent's medication withdrawals spanning July 24, 2009 and August 3,  
10 2009, revealed multiple discrepancies in Respondent's administration documentation of the  
11 following controlled substances: Morphine, Oxycodone, Lorazepam, Hydrocodone, and  
12 Hydromorphone.

13 SECOND CAUSE FOR DISCIPLINE

14 (Unprofessional Conduct-Out of State Discipline)

15 17. Respondent is subject to disciplinary action under Code section 2761, subdivision,  
16 (a)(4), in that on or about March 19, 2013, in a disciplinary action before the Texas Board of  
17 Nursing Eligibility and Disciplinary Committee, in the matter of Privilege to Practice from  
18 Arizona Registered Nurse License Number RN120291 and Permanent Registered Nurse License  
19 Number 624691, Respondent's Privilege to Practice from Arizona and Permanent Registered  
20 Nurse Licenses were revoked. The disciplinary action arose by way of default after Respondent  
21 failed to appear to contest formal charges that were based on discipline imposed by the State of  
22 Washington, Department of Health Nursing Care Quality Assurance Commission, as described in  
23 paragraph 16, above.

24 PRAYER

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
26 and that following the hearing, the Board of Registered Nursing issue a decision:

27 1. Revoking or suspending Registered Nurse License Number 545194, issued to  
28 William Edward Hudson, William Edward Hudson Jr., aka William E. Hudson Jr.;

1           2.     Ordering William Edward Hudson, William Edward Hudson Jr., aka William E.  
2 Hudson Jr., to pay the Board of Registered Nursing the reasonable costs of the investigation and  
3 enforcement of this case, pursuant to Business and Professions Code section 125.3;

4           3.     Taking such other and further action as deemed necessary and proper.  
5  
6

7  
8 DATED:

April 22, 2013



for LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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